

UNITED STATES OF AMERICA,  
and  
STATE OF NEW YORK,  
  
*Plaintiffs,*  
v.  
  
TWIN AMERICA, LLC, et al.  
  
*Defendants.*

Pursuant to Rules 16(b) and 26 of the Federal Rules of Civil Procedure, Section IV of the Pilot Project Regarding Case Management Techniques for Complex Civil Cases in the Southern District of New York (Dkt. No. 2), the Individual Practices of Judge Andrew L. Carter, Jr., and the Order Granting Motion to Adjourn Pretrial Deadlines in Order to Finalize Settlement (Dkt. No. 115), dated December 11, 2014, the Parties hereby propose and agree to the following amended schedule to govern pre-trial matters in the above-captioned action:

<b>Supplement Expert Reports</b>	
March 3, 2015	Defendants serve supplemental expert report based on additional fact discovery
March 17, 2015	Plaintiffs serve supplemental expert report based on additional fact discovery
<b>Settlement Discussion</b>	
April 13, 2015	Parties to discuss settlement pursuant to Carter Individual Practices 5.A

<b>Pre-Trial Filings</b>	
April 13, 2015	Parties serve: <ul style="list-style-type: none"> <li>• Witness lists</li> <li>• Exhibit lists</li> <li>• Proposed stipulations or agreed statements of fact or law</li> <li>• Initial deposition designations</li> </ul>
Week of April 20, 2015	Parties meet and confer regarding: <ul style="list-style-type: none"> <li>• Any objections to exhibits</li> <li>• Proposed stipulations or agreed statements of fact or law</li> <li>• Schedule for exchange of demonstratives</li> </ul>
April 23, 2015	Parties serve deposition counter-designations and objections to initial deposition designations
April 27, 2015	Parties file Joint Pretrial Order pursuant to Carter Individual Practices 5.A (with 5.A.ix to be filed at a later date, as specified below) and the Pilot Project IV.C, including: <ul style="list-style-type: none"> <li>• Summary of claims and defenses that remain to be tried</li> <li>• List and description of trial witnesses</li> <li>• List of exhibits for case in chief and objections</li> <li>• Any stipulations or agreed statements of fact or law</li> <li>• Schedule for exchange of demonstratives</li> <li>• Statement of damages claimed, itemizing each component or element of damages sought with respect to each claim, including the manner and method used to calculate the claimed damages</li> </ul>
April 27, 2015	Parties serve trial affidavits of non-adverse party witnesses
April 29, 2015	Parties serve any objections to deposition counter-designations
May 4, 2015	Parties file and serve: <ul style="list-style-type: none"> <li>• Pretrial memorandum</li> <li>• Motions <i>in limine</i></li> <li>• Proposed Findings of Fact</li> <li>• Proposed Conclusions of Law</li> </ul>
May 11, 2015	Parties file and serve oppositions to motions <i>in limine</i>
May 11, 2015	Parties file and serve oppositions to legal arguments in

	pretrial memoranda
May 18, 2015	Parties file: <ul style="list-style-type: none"> <li>• Trial affidavits of non-adverse party witnesses</li> <li>• Deposition excerpts and synopses</li> <li>• Exhibits</li> </ul>
May 18, 2015 (or end of week of May 11, as the court is available)	Final Pretrial Conference
May 26, 2015	Trial-Ready Date

**AGREED TO:**

Dated: February 9, 2015

\_\_\_\_\_/s  
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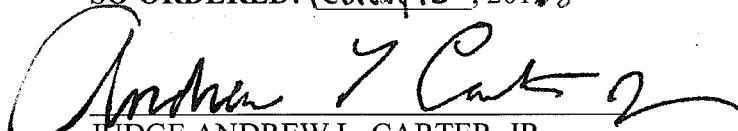
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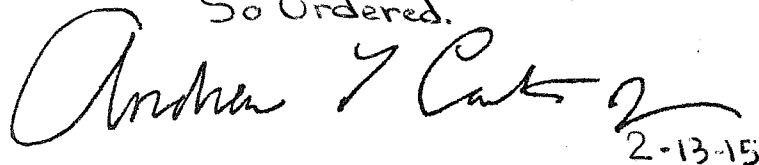
SO ORDERED: February 13, 2015



JUDGE ANDREW L. CARTER, JR.  
UNITED STATES DISTRICT JUDGE

This terminates Parties'  
Joint Motion to Further  
Adjourn Pretrial Deadlines  
(ECF No. 123).

So Ordered.

  
2-13-15